

1 Due to the fact that Defendant Metropolitan Life Insurance Company ("MetLife") has
2 resumed making regular disability payments to Plaintiff, Plaintiff and Defendants, by and through
3 their respective counsel of record, do hereby stipulate that this action be dismissed in its entirety
4 without prejudice pursuant to F.R.C.P. 41(a)(2), each party to bear its own costs of suit and
5 attorney's fees.

6 IT IS SO STIPULATED.

7 DATE: May 31, 2005

BARGER & WOLEN LLP

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10 By: _____
11 J. RUSSELL STEDMAN
12 JORDAN S. ALTURA
13 Attorneys for Defendants
14 METROPOLITAN LIFE INSURANCE
15 COMPANY and VISA HUMAN
16 RESOURCE SERVICES, INC. LONG
17 TERM DISABILITY BENEFIT PLAN

14 DATE: May 31, 2005

PILLSBURY & LEVINSON

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16
17 By: _____
18 ARNOLD LEVINSON
19 RICHARD SHIVELY
20 Attorneys for Plaintiff
21 ANDREA STOWERS

ORDER

GOOD CAUSE APPEARING THEREFORE, IT IS SO ORDERED that this action is dismissed without prejudice in its entirety, pursuant to F.R.C.P. 41(a)(2).

DATE: June 1, 2005

By: /s/ CLAUDIA WILKEN
The Honorable Claudia Wilken
United States District Judge